

18499/

MCNAIR LAW FIRM, P.A.

ATTORNEYS AND COUNSELORS AT LAW

ROBERT T. BOCKMAN
bbockman@mcnair.net

www.mcnair.net

THE TOWER AT 1301 GERVAIS
1301 GERVAIS STREET
COLUMBIA, SOUTH CAROLINA 29201

POST OFFICE BOX 11390
COLUMBIA, SOUTH CAROLINA 29211
TELEPHONE (803) 799-9800
FACSIMILE (803) 753-3219

March 20, 2007

HAND DELIVERY

The Honorable Charles L.A. Terreni
Chief Clerk/Administrator
South Carolina Public Service Commission
101 Executive Center Drive., Suite 100
Columbia, SC 29210

COPIES
MAR 20 2007
Posted: 100
Dept: S.A.
Date: 3/21/07
Time: 4:35

\$
4:20PM

RE: Petition of the Office of Regulatory Staff for a Declaratory Order Against Stan Brown d/b/a Water Head, LLC Requiring Certification as a Water Utility and the Posting of a Performance Bond (Docket No. 2007-64-WS)

Dear Mr. Terreni:

Please find enclosed the original and ten (10) copies of the Return of Stan Brown d/b/a Water Head, LLC, to the Petition of the Office of Regulatory Staff in this proceeding. Please stamp the copy of the Return as "received" by your office and return it to our courier.

By copy of this letter, and as indicated on the Certificate of Service, I have caused a copy of the Return to be served on counsel for the Office of Regulatory Staff.

If you have any questions with respect to this matter, please do not hesitate to contact me.

Very truly yours,

Robert T. Bockman

Robert T. Bockman

RTB/ym

Enclosures

cc: Wendy B. Cartledge, Esquire (w/ enc.)

RECEIVED

MAR 20 2007

PSC SC
DOCKETING DEPT.

MAR 20 2007

IN RE: Petition of the Office of Regulatory)	
Staff for a Declaratory Order)	
Against Stan Brown d/b/a)	
Water Head, LLC Requiring)	
Certification as a Water Utility)	
And the Posting of a Performance)	
Bond.)	
)	

	RETURN TO PETITION OF THE
	OFFICE OF REGULATORY STAFF
	FOR AN ORDER REQUIRING
	CERTIFICATION AS A WATER
	UTILITY AND THE POSTING OF A
	PERFORMANCE BOND

1. Each and every allegation of the Petition which the Respondent does not admit should be deemed expressly denied.

- 1

5. The allegations of Paragraph 4 of the Petition are statements of law for which no reply is necessary.

6. The Respondent admits the allegations of Paragraph 5 of the Petition.

7. The allegations of Paragraph 6 of the Petition are statements of law for which no reply is necessary.

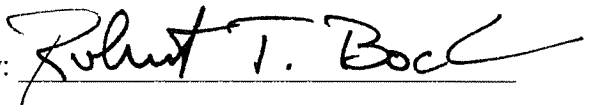
8. Answering the allegations of Paragraph 7 of the Petition, the Respondent states that it would not contest either the conduct of the inquiry which the ORS seeks in this proceeding or the exercise of the jurisdiction of the South Carolina Public Service Commission ("Commission") should the Commission determine that the Respondent's operations are those of a "public utility," as defined by South Carolina law.

WHEREFORE, the Respondent prays unto this honorable Commission:

1. To undertake its inquiry as the ORS seeks in this proceeding; and
2. For such other and further relief as is just and proper.

Respectfully submitted,

Robert T. Bockman
McNAIR LAW FIRM, P.A.
Post Office Box 11390
Columbia, South Carolina 29211
(803) 799-9800

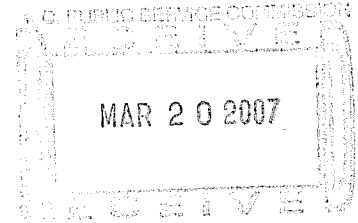
By: 

March 20, 2007

Columbia, South Carolina

BEFORE
THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA

DOCKET NO. 2007-64-WS

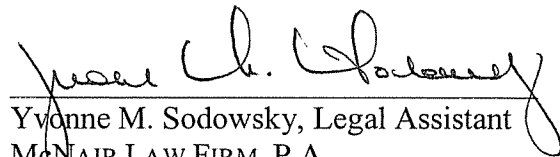


IN RE: Petition of the Office of Regulatory)
Staff for a Declaratory Order)
Against Stan Brown d/b/a)
Water Head, LLC Requiring)
Certification as a Water Utility)
And the Posting of a Performance)
Bond.)

CERTIFICATE OF SERVICE

I, Yvonne M. Sodowsky, do hereby certify that I have on this date served one (1) copy of the Return to Petition of the office of Regulatory Staff for an Order Requiring Certification as a Water Utility and the Posting of a Performance Bond on the following counsel of record by causing said copy to be deposited with the United States Postal Service first class postage prepaid and affixed thereto, and email as indicated below:

Wendy B. Cartledge, Esquire
State of South Carolina
Office of Regulatory Staff
P.O. Box 11263
Columbia, SC 29211


Yvonne M. Sodowsky, Legal Assistant
McNAIR LAW FIRM, P.A.
Post Office Box 11390
Columbia, South Carolina 29211
(803) 799-9800

March 20, 2007
Columbia, South Carolina